

**GOVERNMENT OF ANDHRA PRADESH**  
**ABSTRACT**

Panchayats – Gram Panchayat – Vadapalem Gram Panchayat of Machilipatnam Mandal , Krishna District - Appeal petition filed by Smt K. Krishna Kumari, Sarpanch (Removed), Vadapalem Gram Panchayat, Machilipatnam Mandal, Krishna District – against proceedings of the District Collector (PW), Krishna District – Allowed - Orders – Issued.

**PANCHAYAT RAJ AND RURAL DEVELOPMENT (PTS.II) DEPARTMENT**

**G.O.Rt.No. 1322**

**Dated:15- 09-2009.**

**Read the following:-**

1. From the Collector (PW), Krishna District Roc.No.1725/2007, Pts.2, Dt.3.6.2009.
2. From Smt. K. Krishna Kumari, Sarpanch (Removed), Vadapalem Gram Panchayat, Machilipatnam Mandal, Krishna District Appeal Petition Dt.24.6.2007.
3. From the Asst.Registrar, High Court of A.P., W.P.M.P.No.16586 of 2009 in W.P.No.12807 of 2009, Dt.30.6.2009.
4. Govt.Memo.No.13546/Pts.II/A2/2009-1, Dt.18.7.2009.
5. From the Collector (PW), Krishna District, Machilipatnam Lr.Roc.No.1725/07 Pts.2, Dt.31.7.2009.
6. Govt.Telegram No.13006/Pts.II/A2/2009-3, Dated 22.8.2009.

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**ORDER:-**

In the reference 1<sup>st</sup> read above the District Collector (PW), Krishna District has issued orders for removing Smt. K. Krishna Kumari, Sarpanch, Vadapalem Gram Panchayat, Machilipatnam Mandal, Krishna District from the post of Sarpanch under section 249(1) of APPR Act, 1994 for misappropriation of Gram Panchayat funds.

2. Aggrieved by the above order in the reference 2<sup>nd</sup> read above Smt. K. Krishna Kumari, Vadapalem Gram Panchayat, Machilipatnam Mandal, Krishna District has filed and Appeal Petition before the Government requesting to suspend the impugned order dt. 3.6.2009 issued by the District Collector (PW), Krishna District.

3. In the reference 3<sup>rd</sup> read above, Smt. K. Krishna Kumari, Vadapalem Gram Panchayat, Machilipatnam Mandal, Krishna District has also filed a W.P.No.12807 of 2009 before Hon'ble High Court of A.P, has directed to find out how much time is required to the District Collector for final disposal of the appeal said to have been preferred by the petitioner. The Hon'ble High Court in W.P.M.P.No.16586 of 2009 suspending the orders of District Collector (PW), Krishna District.

4. Government in the reference 4<sup>th</sup> read above has requested to the District Collector (PW), Krishna District to file the Counter Affidavit on behalf of all the respondents, in consultation with Government Pleader for Panchayat Raj, High Court of Andhra Pradesh immediately.

5. In the reference 5<sup>th</sup> read above, the District Collector (PW), Krishna District has reported that, the petitioner is not in a position to function as Sarpanch due to lack of education etc., in all fairness she out to had resign or relinquished instead she indulged in grave financial irregularities and seeks to take shelter and the plea of lack of Education. Finally, he has stated that, the averment is baseless and to ride political over tones in the administrative action taken against an erring appellant is imaginary and unjustified. Hence, the appeal may be dismissed.

**(p.t.o)**

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6. In the reference 6<sup>th</sup> read above, the case was posted for hearing on 31.08.2009. The District Panchayat Officer, Krishna District and Petitioner were attended to the hearing.

7. Government after careful examination of the matter and material available in the record and hereby found that the irregularities basing on which the Sarpanch was removed seemed to be trivial. The Audit will however surcharge the Sarpanch for the inadmissible expenditure if any and the appeal filed by the ex-Sarpanch is therefore allowed accordingly and the orders of the Collector (PW), Krishna District dated 3.6.2009 are hereby set-aside.

8. The District Collector (PW), Krishna District is requested to take further follow up necessary action accordingly.

**(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)**

**M.V.P.C. SASTRY  
PRINCIPAL SECRETARY TO GOVERNMENT**

To

Smt. K. Krishna Kumari, Vadapalem Gram Panchayat, Machilipatnam Mandal,  
Krishna District.

The District Collector (PW), Krishna District.

The District Panchayat Officer, Krishna District.

The Commissioner, Panchayat Raj & Rural Employment, AP., Hyderabad.

**Copy to:**

P.S. to Minister (PR)

P.S. to Secretary to Government (PR)

SF/Scs.

**// FORWARDED:: BY ORDER//**

**SECTION OFFICER**